

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re U.S. Patent No. 6,620,911

Attorney Docket No.: 12504.362

(Issued from Application No.: 09/582,951)

Title: ANTICRYPTOCOCCAL PEPTIDES

**REQUEST FOR ISSUANCE OF
CERTIFICATE OF CORRECTION**

ATTN: Certificate of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 35 U.S.C. § 255 and 37 C.F.R. § 1.323, patentee hereby requests that the Patent Office issue a Certificate of Correction reflecting correction of errors in the claims of the issued patent. Submitted herewith is a Certificate of Correction (Form PTO/SB/44). The Commissioner is hereby authorized to charge the requisite fee of \$100 as required by 37 C.F.R. § 1.323 as well as any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 060590.

The errors are in claims 5 and 6. Claims 5 and 6 each depend from claim 3, but in fact should depend from claim 4. This is apparent from a reading of the claims; claims 5 and 6 each depend from claim 3 and recite administration "to said human", but there is no recitation in claim 3 of "human". The term "human" is recited in claim 4 which depends from claim 3; claim 4 recites "the method according to claim 3 in which said mammal is a human". It is therefore clear that claims 5 and 6 should depend from claim 4 rather than claim 3.

This error appears to have been inadvertently introduced via the patentee's Amendment filed on February 26, 2002 by its attorney of record at the time, and does not appear to have been noticed by either the Examiner or that attorney. The error was not located until well after the

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patent issued. A copy of pages 1-5 of the aforementioned Amendment is attached; claims 24 and 25 of the Amendment correspond respectively to issued claims 3 and 4. Claims 26 and 27 (which correspond respectively to issued claims 5 and 6) both refer to administration to "said human" but depend from claim 24 which does not recite "human". Instead, claims 26 and 27, but should have depended from claim 25, because claim 25 further defined the mammal of claim 24 as a human.

In summary, the errors sought to be corrected appear to have been merely of a clerical nature. Not only are the errors sought to be corrected apparent from the specification as well as the claims, correction of the errors does not constitute new matter and would not require re-examination.

In view of the foregoing, Applicant respectfully requests issuance of a Certificate of Correction for the above-captioned patent. The Patent Office is invited to telephone Applicant's undersigned representative if further information is required.

December 30, 2008
Date

Respectfully submitted,
/Susan Stone Rosenfield/
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**UNITED STATES PATENT AND TRADEMARK OFFICE
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| | | Page 1 of 1 |
| PATENT NO. | : 6,620,911 | |
| APPLICATION NO. | : 09/582,951 | |
| ISSUE DATE | : September 16, 2003 | |
| INVENTOR(S) | : Pettit et al. | |

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

- Column 16, line 7, in claim 5, the text "claim 3" should be changed to -- claim 4 --.
- Column 16, line 9, in claim 6, the text "claim 3" should be -- claim 4 --.

MAILING ADDRESS OF SENDER (Please do not use customer number below):

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This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application for to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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